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6 UNITED STATES DISTRICT COURT
7 EASTERN DISTRICT OF WASHINGTON
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9 UNITED STATES OF AMERICA,

NO. 2:15-cv-00096-SAB

10 Plaintiff,

11 v.

**ORDER GRANTING MOTION
FOR ENTRY OF THE FINAL
ORDER OF FORFEITURE**

12 FOUR (4) FIREARMS, ONE (1)

13 SILENCENR, and APPROXIMATELY

14 1366 ROUNDS OF ASSORTED

15 AMMUNITION,

16 Defendants.

17 Before the Court is the United States' Motion for Entry of the Final Order of
18 Forfeiture, ECF No. 19, and the Stipulation for Order of Forfeiture, ECF No. 18.

19 On April 8, 2015, the United State alleged in a verified complaint for forfeiture *in*
20 *rem* that certain property is subject to forfeiture under 18 U.S.C. § 924. ECF No. 1.

21 The Court maintains jurisdiction through 28 U.S.C. §§ 1345 & 1355, and
22 venue through 28 U.S.C. § 1395. By stipulation of the parties, the following
23 property is forfeited by Defendant:

24 1. A Ruger 22/45 Lite Pistol, CAL:22, SN:390-33583; and

25 2. A Remington Arms Company, Inc. 597 Rifle, CAL:22, SN C2741628.

26 After the Bureau of Alcohol, Tobacco, Firearms and Explosives ("ATF")
27 executed an arrest warrant *in rem* on August 5, 2015, ECF No. 10, the United
28 States posted notice of Civil Forfeiture Action on its official government website,

ORDER GRANTING MOTION FOR ENTRY OF THE FINAL . . . ^ 1

1 from April 11, 2015 through May 10, 2015, as required by Rule G(4)(a)(iv)(C) of
 2 the Supplemental Rules for Admiralty or Maritime Claims and Asset Forfeiture
 3 Actions. ECF Nos. 5, 5-1 & 5-2. The claim period expired on June 10, 2015. No
 4 claims have been received. No claimants exist beside Burk Aaron Thomas,
 5 claimant herein and defendant in the related case, *United States v. Burk Aaron*
 6 *Thomas*, 2:14-cr-156-WFN; therefore the United States did not provide direct
 7 notice of the forfeiture action.

8 Through the above-referenced stipulation, ECF No. 18, the United States
 9 will no longer seek forfeiture of the remaining Defendant property listed below,
 10 and ATF will return these items to a third party:

11 2) a Smith & Wesson M&P 40 Shield Pistol, CAL:40, SN:HPV5261;

12 4) a Springfield Armory, Geneseo, IL., unknown pistol, CAL:9,
 13 SN:MG813742;

14 5) Advanced Armament Corp. Lawrenceville, GA, Element 2 Silencer,
 15 CAL:22 SN:EL 03793;

16 6) 11 Rounds Federal Ammunition CAL:22;

17 7) 20 Rounds Federal Ammunition, CAL: 9;

18 8) 577 Rounds Assorted Ammunition, CAL: Unknown;

19 9) 35 Rounds Assorted Ammunition, CAL: Unknown;

20 10 450 Rounds Remington Ammunition, CAL: 22;

21 11) 271 Rounds Assorted Ammunition, CAL: 308; and,

22 12) 2 Rounds Assorted Ammunition CAL: Unknown.

23 The Court finds that no timely claims have been made to the Defendant property.

24 Accordingly, **IT IS HEREBY ORDERED:**

25 1. The Government's Motion for Entry of the Final Order of Forfeiture, ECF
 26 No. 19, is **GRANTED**.

27 2. The Stipulation for Order of Forfeiture, ECF No. 18, is **GRANTED**.

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1 3. Defendant property (1) a Ruger 22/45 Lite Pistol, CAL:22, SN:390-
2 33583, and (3) a Remington Arms Company, Inc. 597 Rifle, CAL:22,
3 SN:C2741628, are hereby forfeited to the United States of America, and no right,
4 title, or interest shall exist in any other person. ATF will return the non-forfeited
5 Defendant property to a third party. The United States shall dispose of the
6 forfeited property in accordance with the law.

7 **IT IS SO ORDERED.** The District Court Executive is hereby directed to
8 enter this Order and furnish copies to counsel.

9 **DATED** this 11th day of January, 2016.



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A handwritten signature in blue ink, reading "Stanley A. Bastian", is written over a horizontal line.

15 Stanley A. Bastian
16 United States District Judge
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